

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF       )  
ARTESIAN WATER COMPANY, INC. FOR A       )  
CERTIFICATE OF PUBLIC CONVENIENCE AND       )  
NECESSITY TO PROVIDE WATER SERVICES       ) PSC DOCKET NO. 19-0021  
PURSUANT TO 26 *DEL. C.* § 203C       )  
("BAYARD7.08, BAYARD7.14, &       )  
BAYARD7.16")       )  
(FILED JANUARY 10, 2019)       )

**ORDER NO. 9374**

**AND NOW**, this 16<sup>th</sup> day of April 2019, the Delaware Public Service Commission ("Commission") determines and orders the following:

**WHEREAS**, on January 10, 2019, Artesian Water Company, Inc. ("Artesian") filed an application ("Application"), pursuant to 26 *Del. C.* § 203(C)(e)(1)b.2, with the Commission seeking a Certificate of Public Convenience and Necessity ("CPCN") to provide water services to three parcels of land in Sussex County, Delaware, more specifically identified as Tax Map Parcel Nos. 134-19.00-7.08, 134-19.00-7.14, and 134-19.00-7.16 (the "Proposed Service Area"); and

**WHEREAS**, Commission Staff ("Staff") reviewed the Application to ensure compliance with the statutory provisions of 26 *Del. C.* § 203C and 26 *Del. Admin. C.* § 2002, the Commission's "Regulations Governing Certificates of Public Convenience and Necessity for Water Utilities" (the "Regulations"); and

**WHEREAS**, on March 19, 2019, this Commission entered Order No. 9358, granting Artesian a CPCN for the Proposed Service Territory; and

**WHEREAS**, Staff thereafter updated the water CPCN GIS Map and discovered that Tidewater Utilities, Inc. ("Tidewater") had previously been granted a CPCN for one of the parcels included in the Proposed Service Territory, 134-19.00-7.16, on December 20, 2018, via Commission Order No. 9309; and

**WHEREAS**, for purposes of this Order, Artesian's CPCN Application shall include only Tax Map Parcel Nos. 134-19.00-7.08, 134-19.00-7.14 (the "Amended Proposed Service Territory"); and

**WHEREAS**, Staff has submitted a memorandum recommending that this Commission take corrective action to remedy the foregoing error in Order No. 9358 and grant Artesian a CPCN for the Amended Proposed Service Territory;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE  
VOTE OF NO FEWER THAN THREE COMMISSIONERS:**

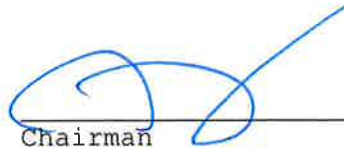
1. Commission Order No. 9358 is vacated and superseded as stated herein.

2. Pursuant to 26 Del. C. § 203C, the Commission grants a CPCN to Artesian to provide water services to the Amended Proposed Service Area identified as Sussex County Parcel Nos. 134-19.00-7.08, and 134-19.00-7.14.

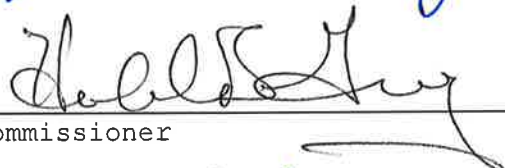
3. Artesian shall comply with any and all federal, state, county, and local statutes, ordinances, orders, regulations, rules, and permit conditions that are applicable, or may become applicable, to any matter involving water utility services provided to the service territory granted by this CPCN.


4. The Commission reserves the jurisdiction and authority to enter such further orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

  
Chairman

  
Commissioner

  
Commissioner

  
Commissioner

  
Commissioner

ATTEST:

  
Secretary

